

A 157

IN THE
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,
Plaintiff,

vs,

1.21 ACRES OF LAND, MORE
OR LESS, SITUATE IN KING
COUNTY, STATE OF WASHINGTON,
AND CHICAGO, MILWAUKEE, ST.
PAUL AND PACIFIC RAILROAD
COMPANY, a Wisconsin corporation,
ET AL,
Defendants

DECLARATION
OF
TAKING

CIVIL NO. 4785

Filed 13 February 1959

TO THE HONORABLE,
THE UNITED STATES DISTRICT COURT:

I, Wilber M. Brucker, Secretary of the Army of the
United States, do hereby declare that:

1. (a) The land hereinafter described is taken under and in
accordance with the Act of Congress approved February 26, 1931 (46 Stat.
1421, 40 U.S.C. 258a), and acts supplementary thereto and amendatory
thereof, and under the further authority of the Act of Congress approved
August 1, 1888 (25 Stat. 357, 40 U.S.C. 257); the Act of Congress approved
August 10, 1956 (Public Law 1028 - 84th Congress, 2d Session; 10 U.S.C.
2663), which authorizes the acquisition of land for military purposes;
the Act of Congress approved August 30, 1957 (Public Law 85-241),
which act authorizes acquisition of the land, and the Act of Congress
approved August 28, 1957 (Public Law 85-170), which act appropriated funds
for such purposes.

(b) The public uses for which said land is taken are as follows:
The said land is necessary adequately to provide for the establishment of
facilities for the use of the Department of the Army and for other military
uses incident thereto. The said land has been selected by me for acquisition
by the United States for use in connection with Seattle Quartermaster Center
and Cold Storage Plant in Seattle, Washington, and for such other uses as
may be authorized by Congress or by Executive Order.

2. A general description of the land being taken is set forth in
Schedule "A" attached hereto and made a part hereof, and is a description
of the same land described in the complaint in the above entitled cause.

3. The estate taken for said public uses is all outstanding right, title and interest in the land described in said Schedule "A", subject to existing easements for public roads and highways, public utilities, railroads and pipelines, reserving, however, to the owner, its successors, assigns and tenants, a right of way easement over and across the west 30 feet, provided that the United States of America shall be permitted to exercise necessary security control.

4. A plan showing the land taken is annexed hereto as Schedule "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land, is set forth in Schedule "A" herein, which sum I cause to be deposited herewith in the registry of the said court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, the United States of America, by its Secretary of the Army, thereunto authorized, has caused this declaration to be signed in its name by said Wilber M. Brucker Secretary of the Army, this 30th day of January, A. D. 1959, in the City of Washington, District of Columbia.

/s/ Wilber M. Brucker

Secretary of the Army

STAMPED
A TRUE COPY
/s/ John H. Shea
Certifying Officer, OCE

SCHEDULE "A"

The land which is the subject matter of this Declaration of Taking aggregates 1.21 acres, more or less, situate and being in the County of King, State of Washington. A description of the land taken, together with the names of the purported owners thereof and a statement of the sum estimated to be just compensation therefor, is as follows:

TRACT NO. A-107

A parcel in Block 349 of Seattle Tide Lands and in Government Lot 1, all in Section 18, Township 24 North, Range 4 East of the Willamette Meridian, King County, Washington, described as commencing at the northeast corner of said Block 349; thence south along the east boundary of said Block 349, a distance of 210.00 feet; thence west parallel to and 210.00 feet south of the north line of said Block 349, a distance of 212.50 feet to the true point of beginning; thence south 470.00 feet; thence south 23° 57' 44" west 98.49 feet; thence west 285.50 feet to the west line of said Block 349 protracted southerly; thence north 560.00 feet; thence east 325.50 feet to the said true point of beginning; EXCEPTING therefrom a parcel described as beginning at the northeast corner of said Block 349, Seattle Tide Lands; thence south along the east boundary of said Block 349, a distance of 250.00 feet; thence west parallel to and 250.00 feet south of the north line of said Block 349, a distance of 252.50 feet to the true point of beginning; thence south 500.00 feet; thence west 255.50 feet; thence north 500.00 feet; thence east 255.50 feet to the said true point of beginning.

The land above described contains 1.21 acres, more or less.

Names of Purported Owners:

1. Chicago, Milwaukee, St. Paul and Pacific Railroad Company, a Wisconsin corporation
2. Continental Illinois National Bank and Trust Company of Chicago, a national banking association
3. Harris Trust and Savings Bank, an Illinois corporation

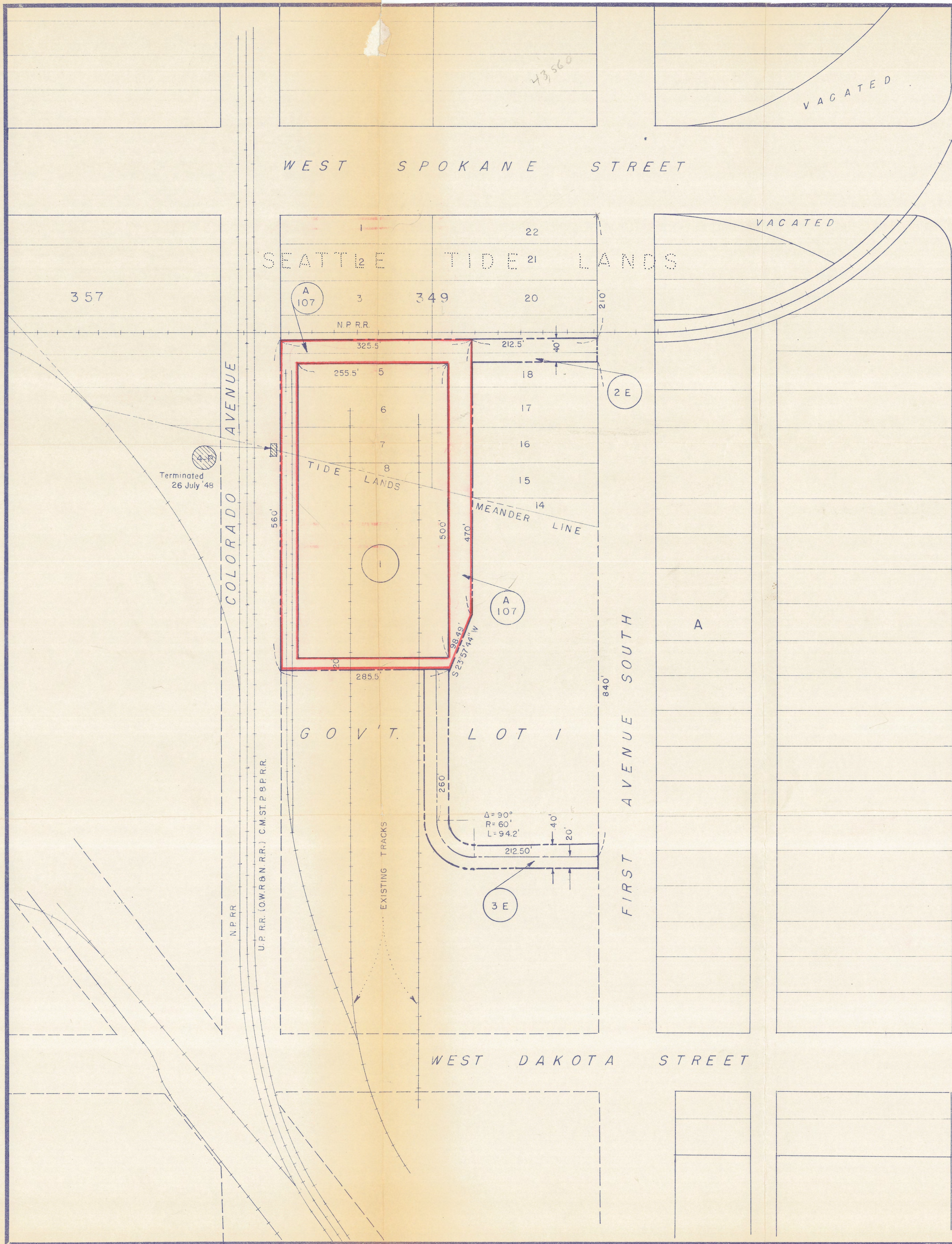
Addresses of Purported Owners:

1. Industrial & Real Estate Development Department
6647 White Building
Seattle 1, Washington
2. 231 South La Salle Street
Chicago, Illinois
3. 115 West Monroe Street
Chicago 90, Illinois

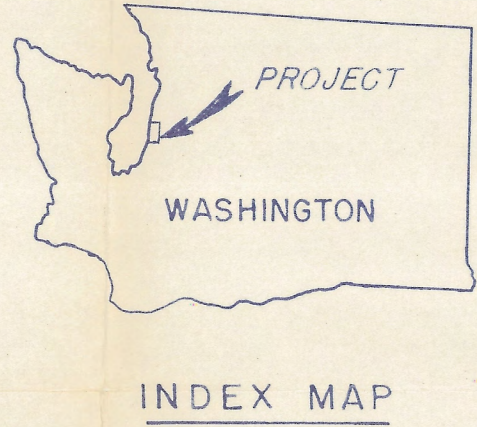
Estimated Compensation:

\$40,000.00

The gross sum estimated by the acquiring authority to be just compensation for the estates hereby taken, inclusive of all rights set forth in the declaration of taking, is Forty Thousand and No/100 Dollars (\$40,000.00).



TRACT NO.	LAND OWNER	ACREAGE				REMARKS
		FEE	TRANSFER	EASEMENT	PERMIT	
1	Chicago, Milwaukee, St. Paul & Pacific Railroad Co.	2.93				0.21 OF TR 2 E 3 0.02 AC. TR 3 E MERGED IN FEE. ENTIRE AC. FORM. ACQD. BY LEASE NO. 44-108 ENG 1027 (FORMER TR 396)
A-107	Chicago, Milwaukee, St. Paul & Pacific Railroad Co.	1.21				PERF. EASE. TO CONY. & OPERATE RAILROAD, TRUNKS & PIPE LINES FROM 42° 54' 14" N. 0° 27' 45" E. MERGED IN FEE OF TR A-107
2 E	Chicago, Milwaukee, St. Paul & Pacific Railroad Co.			0.20		PERF. EASE. TO CONY. & OPERATE RAILROAD, TRUNKS & PIPE LINES FROM 42° 54' 14" N. 0° 27' 45" E. MERGED IN FEE OF TR A-107
3 E	Chicago, Milwaukee, St. Paul & Pacific Railroad Co.			0.52		PERF. EASE. TO CONY. & OPERATE RAILROAD, TRUNKS & PIPE LINES FROM 42° 54' 14" N. 0° 27' 45" E. MERGED IN FEE OF TR A-107
4 E	The City of Seattle				0.02	PERMIT NO. 84579 TO FENCE FIRE HYDRANT DATED 11-20-57
		6.14				



FINAL
PROJECT MAP

AGENCY: DEPARTMENT OF THE ARMY
STATE WASHINGTON
COUNTY KING
DIVISION NORTH PACIFIC
DISTRICT SEATTLE
ARMY AREA SIXTH

LOCATION OF PROJECT
MILES OF IN SEATTLE
MILES OF

TRANSPORTATION FACILITIES
RAILROADS C.M. ST. P. & P., U.P. & N.P.
STATE ROADS 1 & 2
FEDERAL ROADS 10 & 99
AIR LINES

ACQUISITION
TOTAL ACRES ACQUIRED
ACRES FEE
ACRES TRANSFERRED
ACRES LEASED
ACRES LESSER INTERESTS

DISPOSAL
TOTAL ACRES DISPOSED OF
ACRES SOLD
ACRES TRANSFERRED
ACRES LEASES TERMINATED
ACRES LESS. INT'S. TERMINATED
ACRES REASSIGNED
ACRES TO

LEGEND
EXCEPT FOR THE SPECIAL SYMBOLS SHOWN BELOW, MAP SYMBOLS ARE STANDARD IN ARMY MAP SERVICE TECHNICAL MANUAL NO. 23.
RESERVATION LINE
RESERVATION LINE (Actual Survey)
TRACT BOUNDARY LINE
TRACT NUMBER
AVIGATION EASEMENT
CONTOUR LINE
DISPOSAL

ACQUISITION AUTHORIZATION
RE-D 2696 dated 18 Nov. 1943
RE-D 7040 dated 16 Dec. 1957

SEC. 18, T. 24 N., R. 4 E. W.M.

SEGMENT A

DRAWN BY PH TRACED BY PH CHECKED BY SUBMITTED BY: <i>R. H. Hoxier</i> CHIEF, CADASTRAL SECTION RECOMMENDED BY: <i>Wm. H. Hoxier</i> CHIEF, REAL ESTATE DIV.		DEPARTMENT OF THE ARMY OFFICE OF THE SEATTLE DISTRICT ENGINEER NORTH PACIFIC DIVISION SCHEDULE "B" REAL ESTATE SEATTLE Q.M. MARKET CENTER COLD STORAGE PLANT MILITARY RESERVATION APPROVED BY: <i>R. H. Hoxier</i> COLONEL, CORPS OF ENGINEERS DATE 29 Sept. 1958 OFFICE, CHIEF OF ENGINEERS, WASHINGTON 25, D. C.	
DATE		INSTALLATION OR PROJECT NO.	
REVISIONS		BY	

Scale: 1" = 100'
0 50 100 200 300
SHEET 1 OF 1 DRAWING NO SE-RE 61